



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
SAVANNAH DISTRICT, CORPS OF ENGINEERS
P.O. BOX 889
SAVANNAH, GEORGIA 31402-0889

NOV 09 2005

Regulatory Branch
200501190

JOINT PUBLIC NOTICE
Savannah District/State of Georgia

The Savannah District, US Army Corps of Engineers, by means of this notice authorizes the modification and issuance, for a period of 5 years, Regional Permit No. 36 (Offshore Artificial Reef Construction in the Atlantic Ocean) for the addition of materials within the boundaries of existing Georgia Department of Natural Resources Artificial Reefs SAV, DUA, CAT, KTK, ALT, CCA, C, KC, L, J, F, G, A, KBY, SFC, DRH, MRY, DW, and WW in the Atlantic Ocean.

Authority: The Savannah District issues this Regional Permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) which was extended to the outer continental shelf by Section 4(f) of the Outer Continental Shelf Lands Act of 1935 as amended (43 U.S.C. 1333(e)).

Scope: The scope of the proposed Regional Permit includes only those activities which are considered to be in accordance with the guidelines and limitations set forth in the conditions of the Regional Permit.

Exclusions: This Regional Permit does not change existing exclusions listed as follows:

- a. Any applications for "new" reefs.
- b. Any "private" reefs.
- c. Placement of material at Gray's Reef National Marine Sanctuary.

Individual Permits: Activities which are not specified in the original Regional Permit or which exceed the limitations of the Permit require individual Department of the Army Authorization from the US Army Corps of Engineers District Office before work is started.

The District Engineer may require individual authorization on a case-by-case basis if he determines authorization under this Regional Permit for a specific project is not in the public interest.

Reporting and Acknowledgement Procedures: Anyone other than the Georgia Department of Natural Resources intending to use this Regional Permit must notify, in writing, the Georgia Department of Natural Resources, Coastal Resources Division, Reef Permit Operations, 1 Conservation Way, Brunswick, Georgia 31523-8600 and the District Engineer, US Army Corps of Engineers, Savannah District, Regulatory


Branch, Post Office Box 889, Savannah, Georgia, 31402-0889, at least 30 days prior to the earliest anticipated work date. The Georgia Department of Natural Resources will notify the District Engineer of the intended use of this Regional Permit. The notification must include the location of work, vicinity and location map, plan and elevation views, a detailed description of the proposed type and placement of material to be used, and the written intention to comply with all terms and conditions of the Regional Permit.

The Georgia Department of Natural Resources will review proposed activities submitted to their office to determine whether or not it falls within the scope of the Regional Permit. If the work would require a Department of the Army Individual Permit, the Georgia Department of Natural Resources will instruct the applicant on the procedure to follow. If the Georgia Department of Natural Resources determines that the proposed work can be authorized under the Regional Permit, the Georgia Department of Natural Resources would notify the applicant that the work may proceed. No work can proceed until the applicant receives written notification from the Georgia Department of Natural Resources that the work is within the scope of the Regional Permit as modified.

Modification, Suspension, or Revocation: The District Engineer may, by following the procedures outlined in the Corps of Engineers' Regulatory Program (33 CFR 324.7), modify, suspend, or revoke this Regional Permit for individual activities, categories of activities, or geographic areas if he feels it will be in the public interest. The general public will be notified of such action by a public notice. If the Regional Permit is revoked, any permittee may apply for an Individual Permit.

If the Secretary of the Army, or his authorized representative, determines that there has been a violation of the terms and conditions of the Regional Permit, he may suspend or revoke the authorization for an individual project under the Regional Permit. In addition, failure to comply with the terms and conditions of the Regional Permit may also result in removal of the structures, restoration of the waterway, and/or imposition of penalties as provided by law.

Any inquiries concerning this Regional Permit should be made to the Savannah District, US Army Corps of Engineers, Regulatory Branch, P.O. Box 889, Savannah, Georgia 31402. The telephone number of the Regulatory Branch is (800) 448-240.


for Mark S. Held
Colonel, US Army
District Engineer

Enclosures